



2W

# AMENDMENT TRANSMITTAL LETTER

Docket No.  
OHT-001

Application No.  
09/991,934-Conf. #5436

Filing Date  
November 26, 2001

Examiner  
D. C. Butler

Art Unit  
3683

Applicant(s): Masayuki Itakura

Invention: VIBRATION PROOF DAMPER FORMING METHOD AND DAMPER INTEGRATION TYPE MECHANICAL CHASSIS

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	18	- 20 =		x	
Independent Claims	10	- 10 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

☒ Large Entity

☐ Small Entity

☒ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 18-0013  
described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

David T. Nikaido  
Attorney Reg. No.: 22,663

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Dated: July 26, 2005

Adjustment Date: 05/08/2006 SDIRETA1  
08/05/2005 SDIRELAN 00000001 180013 09991934  
01 FC:1201 1400.00 CR

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PATENT AND TRADEMARK  
DIVISION

2006 APR 26 PM 4:31

Docket No.: OHT-0001  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Masayuki Itakura

Application No.: 09/991,934

Confirmation No.: 5436

Filed: November 26, 2001

Art Unit: 3683

For: VIBRATION PROOF DAMPER FORMING  
METHOD AND DAMPER INTEGRATION  
TYPE MECHANICAL CHASSIS

Examiner: B. T. King

**REQUEST FOR REFUND**

MS 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a request for a refund of the fees paid in the above-identified application on August 5, 2005 in the amount of \$1400.00. Any request for refund must be filed within two years from the date the fee was paid. 37 C.F.R. §1.26(b).

Accordingly, this Request is proper.

**Monthly Statement of Deposit Account** - A Monthly Statement of Deposit Account dated August 31, 2005 for Deposit Account # 18-0013 indicates a payment in the above-identified application having an amount of \$1400.00. The Monthly Statement further indicates a fee code associated with that payment of 1201. Fee code 1201 is typically associated with the payment for independent claims in excess of three pursuant to 37 C.F.R. §1.16(h).

A redacted copy of page 4 of the Monthly Statement is provided along with this Request as ATTACHMENT A.

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**November 26, 2001** - Application papers for the above-identified application were deposited with the U.S. Patent and Trademark Office (USPTO) on November 26, 2001. Filed along with the application papers were forty (40) claims in total with three (3) of those claims being independent claims.

**January 24, 2003** - The Amendment Under 37 C.F.R. §1.111 filed on January 24, 2003 includes the addition of seven (7) dependent claims, along with an authorization to charge \$126.00 as the fee for the seven (7) dependent claims. As a result of the Amendment Under 37 C.F.R. §1.111 of January 24, 2003, forty-seven (47) claims in total were present with three (3) of those claims being independent claims.

**August 7, 2003** - Found within the Preliminary Amendment filed on August 7, 2003 are thirty-six (36) claims in total with ten (10) of those claims being independent claims. Whereas eleven (11) less claims in total are found within the Preliminary Amendment of August 7, 2003, the Preliminary Amendment includes seven (7) additional independent claims. The Fee Transmittal for FY 2003 provided along with the Preliminary Amendment includes an authorization to charge Deposit Account # 18-0013 an amount of \$588.00 for the seven (7) additional independent claims. By August 7, 2003, payment for forty-seven (47) claims in total with ten (10) of those claims being independent claims had been authorized.

**June 1, 2004** - The Amendment Under 37 C.F.R. §1.111 filed on June 1, 2004 includes seventeen (17) claims in total with ten (10) of those claims being independent claims. Seventeen (17) total claims are thirty claims less than the total number of claims for which payment has been previously authorized. Likewise, payment for ten independent claims has been previously authorized. Thus, no additional claim fees are due for this amendment.

August 17, 2004 - The Response to Office Communication filed on August 17, 2004 includes no additional claims or claim amendments. Thus, no additional claim fees are due.

January 12, 2005 - The Amendment in Response to Non-Final Office Action filed on January 12, 2005 includes eighteen (18) claims in total with ten (10) of those claims being independent claims. Eighteen (18) total claims are twenty-nine claims less than the total number of claims for which payment has been previously authorized. Likewise, payment for ten independent claims has been previously authorized. Thus, no additional claim fees are due for this amendment.

July 26, 2005 - The Amendment in Response to Non-Final Office Action filed on July 26, 2005 includes eighteen (18) claims in total with ten (10) of those claims being independent claims. Eighteen (18) total claims are twenty-nine claims less than the total number of claims for which payment has been previously authorized. Likewise, payment for ten independent claims has been previously authorized. Thus, no additional claim fees are due for this amendment.

Patent Application Fee Determination Record - The Patent Application Fee Determination Record of August 5, 2005 found on the Patent Application Information Retrieval (PAIR) web page reveals a fee calculation that indicates an amendment having ten (10) claims remaining after amendment, with three (3) claims being the highest number of claims previously paid, and that seven (7) extra claims are present as a result.

A copy of the Patent Application Fee Determination Record of August 5, 2005 found on the Patent Application Information Retrieval (PAIR) web page is provided along with this Request as ATTACHMENT B.

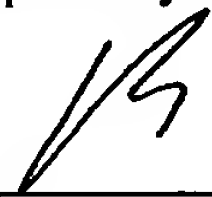
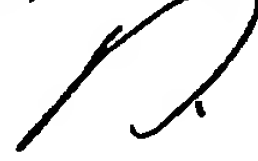
**Relief** - An amount of \$1400.00 has been erroneously charged on August 5, 2005 to Deposit Account # 18-0013.

Accordingly, upon the instant Request and in view of the evidence submitted, the applicant, through its attorneys, hereby submits this Request for Refund of fees for independent claims in excess of three (Fee Code 1201) identified in the Monthly Statement of Deposit Account in the amount of \$1400.00 that has been erroneously charged on August 5, 2005 to Deposit Account # 18-0013.

**Fees** - No fee is believed required to support the instant Request. If any fee is required or any overpayment made, the Commissioner is hereby authorized to charge the fee or credit the overpayment to Deposit Account # 18-0013.

Dated: April 24, 2006

Respectfully submitted,

By  

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Attorneys for Applicant

Application No. 09/991,934

Docket No.: OHT-0001

ATTACHMENT A

DC230448.DOC

A

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Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

RADER FISHMAN & GRAUER  
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BLOOMFIELD HILLS MI 48304

**FINA**

Account No.	180013
Date	8-31-05
Page	4

**PLEASE SEND REMITTANCES TO:  
U. S. Patent and Trademark Office  
P.O. Box 70541  
Chicago, IL 60673**

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Application No. 09/991,934

Docket No.: OHT-0001

ATTACHMENT B

DC230448.DOC

B

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